

REMARKS/ARGUMENTS

This Amendment and the following remarks are intended to fully respond to the Office Action mailed April 15, 2009. In that Office Action, claims 1-17 and 29-49 were rejected under 35 U.S.C. 101 as being allegedly directed to non-statutory subject matter. Although Applicants respectfully traverse the rejections, claims 1-3, 8, 29, and 40-42 have been amended.

Claim Rejections – 35 U.S.C. 101

Applicants do not necessarily agree with the rejection of claims 1-17 and 29-49. Nevertheless, independent claims 1, 8, 29, and 40 have been amended.

More specifically, independent claims 1 and 29 have been amended to recite “a computer” which performs steps recited in the claims. Independent claims 8 and 40 have been amended to recite “one or more processors...and one or more computer storage media” The amendments made to claims 1, 8, 29, and 40 render the rejections under 35 U.S.C. 101 moot.

Conclusion

This Amendment fully responds to the Office Action mailed on April 15, 2009. The preceding arguments in favor of patentability are advanced without prejudice to other bases of patentability.

It is believed that no fees are due with this Amendment. However, the Commissioner is hereby authorized to charge any deficiencies or credit any overpayment with respect to this patent application to deposit account number 13-2725.

In light of the above remarks and amendments, it is believed that the application is now in condition for allowance and such action is respectfully requested. Should any additional issues need to be resolved, the Examiner is requested to telephone the undersigned to attempt to resolve those issues.

Respectfully submitted,

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